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PLEASE REPLY TO ROSELAND, NJ

December 4, 2014

### VIA ECF & FEDERAL EXPRESS

Honorable Faith S. Hochberg, U.S.D.J.  
 United States District Court for the District of New Jersey  
 Martin Luther King Building & U.S. Courthouse  
 50 Walnut Street  
 Newark, New Jersey 07102

**Re: Power Survey, LLC v. Premier Utility Services, LLC, et al.**  
**Civil Action No. 2:13-cv-5670 (FSH) (MAH)**

Dear Judge Hochberg:

This firm, together with Sterne, Kessler, Goldstein & Fox P.L.L.C., represents Plaintiff Power Survey (“Power Survey”) in connection with the above captioned matter. We write in response to Defendants’ requests for expedited briefing on their pending motions. (D.E. 136, 137.) Power Survey opposes Defendants’ requests and respectfully requests the briefing schedule set forth in this Court’s motion day calendar be followed.

Defendants filed their Joint Renewed Motion to Stay<sup>1</sup> and their Joint Motion for Reconsideration on December 2<sup>nd</sup> and December 3<sup>rd</sup>, respectively. (D.E. 134, 135.) Pursuant to this Court’s motion day calendar briefing schedule, Power Survey is to file its opposition to both

<sup>1</sup> Power Survey notes that Defendants’ previous Motion to Stay was denied by Your Honor prior to the deadline for Power Survey to file its opposition. (D.E. 84.)

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motions on December 22<sup>nd</sup>, a mere eighteen days from today. The motions are returnable on January 5, 2014.<sup>2</sup>

Power Survey is preparing its opposition to Defendants' pending motions, and would be prejudiced if the time to respond is compressed, particularly where, as here, Defendants have not shown there is good cause to alter the Court's briefing schedule. Accordingly, Power Survey respectfully submits that the briefing schedule set forth in this Court's motion day calendar is appropriate and reasonable, and Power Survey respectfully requests that it be followed.

As always, we appreciate the Court's attention to this matter, and remain available should Your Honor or Your Honor's staff require anything further.

Respectfully submitted,

*s/Liza M. Walsh*

Liza M. Walsh

cc: Honorable Michael A. Hammer, U.S.M.J.  
All Counsel of Record

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<sup>2</sup> Defendants' Joint Motion for Reconsideration will be fully briefed on December 22<sup>nd</sup> and Defendants' Joint Renewed Motion to Stay will be fully briefed on December 29<sup>th</sup>.